



AF/ 3739

PATENT

Practitioner's Docket No. 117163-38

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dirk Muessig, Max Schaldach
Application No.: 10/072,698 Group No.: 3739
Filed: February 8, 2002 Examiner: Leubecker
For: ENDOSCOPIC CATHETER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed February 11, 2004, finally rejecting claims 1-8 and 17-46.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Other than a small entity \$330.00

Notice of Appeal fee due \$330.00

06/03/2004 HAHMED1 00000048 10072698

01 FC:1401 330.00 OP

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CERTIFICATION UNDER 37 C.F.R. § 1.8(a)

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope with sufficient postage as first class mail G addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date:

27 May 2004

06/03/2004 HAHMED1 00000048 10072698

02 FC:1253 950.00 OP

Signature

Michael H. Minns
(type or print name of person certifying)

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee	\$950.00
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If an additional extension of time is required, please consider this a petition therefor.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$330.00
Extension fee	<u>\$950.00</u>

TOTAL FEE DUE	<u>\$1,280.00</u>
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5. FEE PAYMENT

Attached is a check in the amount of \$1,280.00.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

Date: 27 May 2004

Reg. No.: 31,985
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Signature of Practitioner

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